



01997.017300.2

1647
[Signature]
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
SEISHI KATO, ET AL.)
Application No.: 10/616,942)
Filed: July 11, 2003)
For: HUMAN PROTEINS HAVING)
TRANSMEMBRANE DOMAINS)
AND cDNAs ENCODING)
THESE PROTEINS)
June 18, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.136(a)
and
RESPONSE TO RESTRICTION REQUIREMENT

Sir:

Applicants petition to extend the time for response to the Office Action dated March 18, 2004 to June 18, 2004. A check in the amount of \$420.00 for payment of the extension fee is enclosed. Please charge any additional fee required for the extension in connection with this paper, and credit any overpayment, to Deposit Account 06-1205.

Applicants respond to the Office Action dated March 18, 2004, in the above-identified application as follows:

06/24/2004 GWORDDF1 00000029 10616942

01 FC:1252

420.00 DP

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

June 18, 2004

(Date of Deposit)

LAWRENCE S. PERRY

(Name of Attorney for Applicant)

[Signature]
Signature

June 18, 2004

Date of Signature

a.) Remarks

In the Office Action, the Examiner has required Applicants to select a single protein and a single DNA encoding that protein for search.

This requirement is not especially well-understood; MPEP 803.04 makes clear that normally ten distinct sequences encoding separate proteins are to be considered a single invention. The Examiner is respectfully requested to explain why Applicants are not afforded the opportunity to select nine additional species here.

In response to the Examiner's requirement, Applicants hereby select the protein of SEQ ID NO:3 (SEQ ID NO:18 is identical) and the DNAs of SEQ ID NOS:9 and 17. For the Examiner's information, SEQ ID NO:9 is the cDNA encoding SEQ ID NO:3, SEQ ID NO:17 has some additional untranslated region.

SEQ ID NO:3 is now understood to code for protein implicated in late-onset neurological disorder, e.g., Parkinson's Disease and the like.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Attorney for Applicants
Lawrence S. Perry
Registration No. 31,865

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200
LSP\ac

NY_MAIN 435581v1